



STATE OF UTAH
NATURAL RESOURCES
Water Rights

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Robert L. Morgan, State Engineer

1636 West North Temple • Suite 220 • Salt Lake City, UT 84116 3156 • 801 533 6071

June 6, 1986

Furnace Ditch Company
c/o Steven Bradshaw
195 N. 300 West
Beaver, UT 84713

Gentlemen:

This office has received a complaint that excess waters are being diverted into the Furnace Ditch and that the waters are overflowing the ditch and causing damage to private property.

As you are aware, what happens to the water after it is diverted is the responsibility of the individual ditch company. However, the State Engineer does have the statutory responsibility to see that the waters of the State of Utah are distributed according to law, whether it be by direct order or order through a duly appointed river commissioner.

I have communicated with Mr. Strong, Beaver River Commissioner, and find that his orders to the Company have not been heeded and that, in fact, there has not been provided during the past three years a sufficient means of diverting the water from the Beaver River, nor is there a measuring device to determine the amount of water flowing into the ditch.

It is, therefore, ordered and this letter will serve as official notice that a diverting works and measuring device shall be installed on the Furnace Ditch, and its design and location must be approved by this office prior to its installation. If said measuring device and diverting works is not established and in operation by August 1, 1986, the Beaver River Commissioner will be directed to cease delivery of these waters.

Should you have any questions, feel free to call on me or the Cedar City Area Engineer, Gerald Stoker, at 586-4231.

Sincerely,

Robert L. Morgan, P.E.
State Engineer

/gm

cc: Lee Strong
Mike Huber
Gerald Stoker
Attorney General's Office

Stoker - 438-5608
Hansen - 438-5564
Morgan - 438-5576
Bangerter - 438-5576
put the device in

5-22-86

Steven D.

to 22 mins

4/20/87

Kent

Lee - FURNACE BEAVER
DITCH SYS

Copy of order

then had ^{sent} Aug 30 of 1986
to put headgate in

get Lee a copy - of this order



check tomorrow & if they
haven't put the work in
he will get the county atty
to issue a order -

Sent Lee copy
